

Members

Rep. James Buck, Chairperson
Rep. Thomas Saunders
Rep. David Wolkins
Rep. Dennie Oxley
Rep. Joe Micon
Rep. Terri Austin
Sen. Allen Paul, Vice-Chairperson
Sen. Michael Delph
Sen. Jeff Drozda
Sen. Timothy Lanane
Sen. Anita Bowser
Sen. Lindel Hume



INTERIM STUDY COMMITTEE ON GOVERNMENT ADMINISTRATION AND REGULATORY MATTERS

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Authority: Legislative Council Resolution 06-01

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MEETING MINUTES¹

Meeting Date: August 10, 2006
Meeting Time: 2:00 P.M.
Meeting Place: State House, 200 W. Washington
St., Room 404
Meeting City: Indianapolis, Indiana
Meeting Number: 1

Members Present: Rep. James Buck, Chair; Rep. David Wolkins; Rep. Dennie Oxley; Rep. Joe Micon; Sen. Michael Delph; Sen. Anita Bowser; Sen. Lindel Hume.

Members Absent: Rep. Thomas Saunders; Rep. Terri Austin; Sen. Allen Paul, Vice-Chair; Sen. Jeff Drozda; Sen. Timothy Lanane.

The Chair, Representative Buck, convened the meeting at 2:09 p.m.

The Chair reviewed the charge given to the Committee by the Legislative Council²

1. Exhibits and other materials referenced in these minutes can be inspected and copied in the Legislative Information Center in Room 230 of the State House in Indianapolis, Indiana. Requests for copies may be mailed to the Legislative Information Center, Legislative Services Agency, 200 West Washington Street, Indianapolis, IN 46204-2789. A fee of \$0.15 per page and mailing costs will be charged for copies. These minutes are also available on the Internet at the General Assembly homepage. The URL address of the General Assembly homepage is <http://www.in.gov/legislative/>. No fee is charged for viewing, downloading, or printing minutes from the Internet.

2. The Committee was charged with studying the following topics:

"A. Monitor and report on the impact of the privatization of non-health related services performed or

(continued...)

and outlined a plan for the Committee to deal with the assigned topics.

The next meeting will be dedicated to issues relating to the Bureau of Motor Vehicles, particularly those issues dealing with the recent transition in computer systems. The Chair indicated the Committee would discuss whether certain Bureau functions could be performed by private entities, such as new car dealerships, automobile associations, or insurance agencies.

The Committee's third meeting will consider topics relating to the privatization of non-health related services performed or administered by state agencies and matters relating to nonprofit entities. The Chair indicated he is interested in exploring whether some nonprofit entities are making funding decisions to coerce other nonprofit entities to change their missions based on political or ideological views. The Chair stated that he did not think that the state should grant nonprofit status to an entity that attempts to coerce other such entities to sacrifice their constitutional rights.

The Committee's fourth meeting will be dedicated to issues relating to eminent domain. The Chair asked Representative Wolkins to elaborate on those issues. Representative Wolkins reviewed the work done during the 2006 Session relating to eminent domain. He said the Committee's charge involved looking into two questions left unresolved from the session. The first issue is whether private utilities should have eminent domain power. Representative Wolkins described a circumstance in southern Indiana where a developer formed a sewer utility in order to use eminent domain power to acquire a right-of-way in a subdivision. The second issue involves a general review of the number and kind of entities that have eminent domain power and whether an elected body should have ultimate decision-making power when eminent domain is used.

There was general Committee discussion relating to the format and content of the meeting relating to the Bureau of Motor Vehicles. There was also some discussion to further clarify the Chair's interest in the coercion of nonprofit entities by other nonprofit entities.

The Chair invited comments from the public. No one attending requested to speak to the Committee.

The Chair announced that the next meeting will begin on Thursday, August 24, at 10:00 a.m. in Room 404 of the State House. The third meeting is tentatively scheduled for Wednesday, September 6.

The Committee adjourned at 2:43 p.m.

2. (...continued)

administered by state agencies, including the impact on state employees who have been laid off . . .

B. License branch operations and closings . . .

C. Eminent domain issues, including the use of eminent domain by small private utilities . . .

D. Matters involving nonprofit entities, including: (1) funding issues and the adequacy of remedies associated with enforcing IC 23-17-24 and IC 30-4-5.5; and (2) the feasibility of establishing procedures and controls for how nonprofit entities authorized by statute and created by state agencies award contracts and expend funds . . ." (Legislative Council Resolution 06-01, As Adopted June 13, 2006, citation to related legislative documents omitted.)